

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Application for Review of Clarification of)	
Obligation of Video Programming Distributors to)	CG Docket No. 05-231
Make Emergency Information Accessible to)	
Persons with Hearing Disabilities Using Closed)	
Captioning)	

ORDER

Adopted: April 30, 2015

Released: April 30, 2015

By the Chief, Disability Rights Office, Consumer and Governmental Affairs Bureau:

1. The Consumer and Governmental Affairs Bureau (CGB) of the Federal Communications Commission (FCC or Commission) dismisses as moot an Application for Review filed by the National Association of the Deaf (NAD) that was later withdrawn by the NAD.

2. On August 14, 2006, NAD filed an Application for Review of the FCC's August 7, 2006 Public Notice,¹ which clarified the obligation of video programming distributors to make emergency information accessible to person with hearing disabilities using closed captioning.² The FCC subsequently released a Public Notice on December 29, 2006 that responded to, among other inquiries, the NAD Application for Review.³ On October 7, 2010, NAD filed a Withdrawal of its Application for Review stating that the December 29, 2006 Public Notice addressed the concerns raised in the Application for Review, thereby rendering it moot.⁴

3. Since NAD has withdrawn its Application for Review, we dismiss the Application for Review as moot.

4. Accordingly, IT IS ORDERED that, pursuant to sections 1, 4(i)-(j), and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151, 154(i)-(j), and 303(r), and sections 0.141, 0.361, 1.115, and 79.2, of the Commission's rules, 47 C.F.R. §§ 0.141, 0.361, 1.115, and 79.2, the

¹ *Clarification of Obligation of Video Programming Distributors to Make Emergency Information Accessible to Persons with Hearing Disabilities Using Closed Captioning*, CG Docket No. 05-231, Public Notice, 21 FCC Rcd 9066 (2006).

² National Association of the Deaf, Application for Review of Clarification of Obligation of Video Programming Distributors to Make Emergency Information Accessible to Persons with Hearing Disabilities Using Closed Captioning, *Closed Captioning of Video Programming; Telecommunications for the Deaf, Inc. Petition for Rulemaking*, CG Docket No. 05-231 (filed Aug. 14, 2006) (Application for Review).

³ *Obligation of Video Programming Distributors to Make Emergency Information Accessible to Persons with Hearing Disabilities Using Closed Captioning*, CG Docket No. 05-231, Public Notice, 21 FCC Rcd 15084 (2006).

⁴ National Association of the Deaf, Withdrawal of Application for Review of Clarification of Obligation of Video Programming Distributors to Make Emergency Information Accessible to Persons with Hearing Disabilities Using Closed Captioning, *Closed Captioning of Video Programming*, CG Docket No. 05-231 (filed Oct. 7, 2010).

Application for Review of Clarification of Obligation of Video Programming Distributors to Make
Emergency Information Accessible to Persons with Hearing Disabilities Using Closed Captioning filed
by NAD IS DISMISSED AS MOOT.

FEDERAL COMMUNICATIONS COMMISSION

Gregory Hlibok
Chief, Disability Rights Office
Consumer and Governmental Affairs Bureau